

MEMORANDUM

Agenda Item No. 11(A)(8)

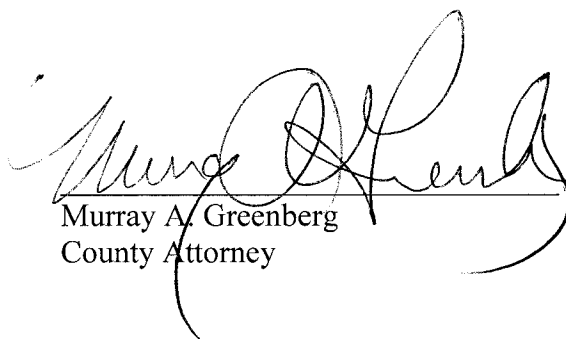
TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: February 20, 2007

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Resolution Urging the
Florida Legislature to
Reinstate Property Tax
Exemption for Solar
Energy and Other
Renewable Energy Systems

The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Katy Sorenson, Commissioner Jose "Pepe" Diaz, Commissioner Carlos A. Gimenez, Commissioner Joe A. Martinez and Commissioner Rebeca Sosa.



Murray A. Greenberg
County Attorney

MAG/dcp



MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: February 20, 2007

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Please note any items checked.

_____ **"4-Day Rule" ("3-Day Rule" for committees) applicable if raised**

_____ **6 weeks required between first reading and public hearing**

_____ **4 weeks notification to municipal officials required prior to public hearing**

_____ **Decreases revenues or increases expenditures without balancing budget**

_____ **Budget required**

_____ **Statement of fiscal impact required**

_____ **Bid waiver requiring County Manager's written recommendation**

_____ **Ordinance creating a new board requires detailed County Manager's report for public hearing**

_____ **Housekeeping item (no policy decision required)**

_____ **No committee review**

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(8)
02-20-07

RESOLUTION NO. _____

RESOLUTION URGING THE FLORIDA LEGISLATURE TO
REINSTATE THE PROPERTY TAX EXEMPTION CURRENTLY
AUTHORIZED IN THE FLORIDA CONSTITUTION FOR SOLAR
ENERGY AND OTHER RENEWABLE ENERGY SYSTEMS
INSTALLED ON REAL PROPERTY AND TO STREAMLINE THE
PROCESS FOR APPLYING FOR SUCH AN EXEMPTION

WHEREAS, in 1980, Florida voters amended the Florida Constitution to include a provision that authorizes a property tax exemption for up to 10 years for solar and other renewable energy systems installed on real property pursuant to general law; and

WHEREAS, that same year, the Florida Legislature implemented the renewable energy constitutional amendment by passing Section 196.175, Florida Statutes, and authorizing the property tax exemption; and

WHEREAS, the property tax exemption is no longer available for such systems because Section 196.175 contained a sunset at the end of calendar year 1990 and provided that no exemption shall be granted for a renewable energy system that was installed after December 31, 1990; and

WHEREAS, providing a property tax exemption for improvements like solar and other renewable energy systems may encourage buyers to make such an investment in a clean energy future; and

WHEREAS, homeowners who choose to install solar and other renewable energy systems on their real property may have the unforeseen dilemma of a property tax liability that diminishes the savings generated by these systems; and

WHEREAS, reinstating the property tax exemption would be another useful tool that would complement the other incentives the State of Florida has recently begun offering to encourage homeowners to install solar and other renewable energy systems; and

WHEREAS, reinstating the property tax exemption on solar and other renewable energy systems would reward forward-thinking homeowners who are contributing environmentally-sound energy resources to our state's power supply,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Urges the Florida Legislature to reinstate the property tax exemption currently authorized in the Florida Constitution for solar energy and other renewable energy systems installed on real property and to streamline the process for applying for such an exemption.

Section 2. Directs the Clerk of the Board to transmit a certified copy of this resolution to the Governor, Senate President, House Speaker, and the Chair and Members of the Miami-Dade County State Legislative Delegation.

Section 3. Directs the County's state lobbyists to advocate for the passage of the legislation set forth in Section 1 above, and directs the Office of Intergovernmental Affairs to include this item in the 2007 State Legislative Package.

The foregoing resolution was sponsored by Commissioner Katy Sorenson, Commissioner Jose "Pepe" Diaz, Commissioner Carlos A. Gimenez, Commissioner Joe A. Martinez and Commissioner Rebeca Sosa and offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Bruno A. Barreiro, Chairman	
Barbara J. Jordan, Vice-Chairwoman	
Jose "Pepe" Diaz	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Joe A. Martinez	Dennis C. Moss
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 20th day of February, 2007. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Jess M. McCarty